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**By: Washington County Delegation**

Introduced and read first time: January 25, 1996

Assigned to: Appropriations

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 22, 1996

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## CHAPTER \_\_\_\_

1 AN ACT concerning

**2 State Personnel - Child Support Enforcement Administration - Transfer of Personnel**

3 FOR the purpose of transferring the Paternity and Support Division of the Office of the  
4 State's Attorney for Washington County to the Child Support Enforcement  
5 Administration of the Department of Human Resources; providing that certain  
6 employees shall be transferred in accordance with certain provisions of law that  
7 provide for classified status, seniority, compensation, annual leave accrual, transfer  
8 of certain pension contributions, and other personnel matters for employees  
9 transferring to the Child Support Enforcement Administration; clarifying those  
10 provisions relating to seniority and compensation as they would apply under this  
11 Act; requiring Washington County to pay certain personnel certain moneys as of a  
12 certain date; requiring the creation of certain Position Identification Numbers for  
13 certain transferred employees; and generally relating to the transfer of certain  
14 personnel to the Department of Human Resources.

15 BY repealing and reenacting, without amendments,  
16 Article - Family Law  
17 Section 10-117  
18 Annotated Code of Maryland  
19 (1991 Replacement Volume and 1995 Supplement)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
21 MARYLAND, That the Laws of Maryland read as follows:

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1                   **Article - Family Law**

2 10-117.

3                   (a) A county or circuit court with a local support enforcement office may request  
4 that the responsibility for support enforcement be transferred to the Administration.

5                   (b) A request for transfer of responsibility under this section must be made to the  
6 Department of Human Resources by September 1 of the year preceding the fiscal year for  
7 which responsibility will be transferred.

8                   (c) Any personnel of the local support enforcement office involved in a transfer  
9 under this section shall become classified service employees of this State and shall be  
10 placed in the position that is comparable to or most closely compares to their former  
11 position, without further examination or qualification. These employees shall be credited  
12 with the years of service with the jurisdiction for the purpose of determining leave  
13 accumulation and shall become members of the Employees' Pension System of the State  
14 of Maryland. All previous pension contributions shall be transferred in accordance with  
15 Title 37 of the State Personnel and Pensions Article. These employees shall receive no  
16 diminution in compensation or accumulated leave solely as a result of the transfer.  
17 Annual leave in excess of that which may be retained annually in the State Personnel  
18 Management System may be retained at the time of transfer if that accumulation was  
19 permitted by the former employer.

20                   SECTION 2. AND BE IT FURTHER ENACTED, That, on October 1, 1996, all  
21 the functions, powers, and duties of the Paternity and Support Division of the Office of  
22 the State's Attorney for Washington County and the personnel indicated in Section 3 of  
23 this Act shall be transferred to the Child Support Enforcement Administration of the  
24 Department of Human Resources.

25                   SECTION 3. AND BE IT FURTHER ENACTED, That:

26                   (1) Except for the Assistant State's Attorney, all employees of the Paternity  
27 and Support Division of the Office of the State's Attorney for Washington County shall  
28 be transferred to the Child Support Enforcement Administration of the Department of  
29 Human Resources in accordance with the provisions of § 10-117(c) of the Family Law  
30 Article.

31                   (2) Except for the Assistant State's Attorney, a Position Identification  
32 Number (PIN) shall be created for each transferred employee in a State classification  
33 commensurate with the employee's salary grade at the time of the transfer. The salary  
34 grade shall be determined using a salary based on the same hourly rate of salary of the  
35 employee at the time of transfer. Each transferred employee shall be given credit with the  
36 State for years of County employment for purposes of seniority including the  
37 determination of leave accumulation and determination of layoff rights under § 9-504 of  
38 the State Personnel and Pensions Article.

39                   (3) It shall be the responsibility of Washington County to pay to each  
40 employee transferred under this section any money due to the employee on termination  
41 of County employment as of September 30, 1996.

1           SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2 July 1, 1996.